

Public Law 218

CHAPTER 351

AN ACT

August 7, 1953
[H. R. 6391]

Making appropriations for Mutual Security for the fiscal year ending June 30, 1954, and for other purposes.

Mutual Security
Appropriation Act,
1954.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for Mutual Security for the fiscal year ending June 30, 1954, namely:

MUTUAL SECURITY

65 Stat. 373.
22 USC 1651
note.

For expenses necessary to enable the President to carry out the provisions of the Mutual Security Act of 1951, Public Law 165, approved October 10, 1951, as amended, as follows:

Ante, pp. 152,
159, 156.

Military assistance, Europe: For assistance authorized by sections 540 and 548 for the purpose of section 101 (a) (1), \$1,860,000,000, together with not to exceed \$1,311,977,003 of the unobligated balances of appropriations heretofore made for military assistance, Europe, which balances shall be consolidated with this appropriation;

Ante, pp. 152,
159, 156.
22 USC 1691.
Ante, p. 156.

Military assistance, Near East and Africa: For assistance authorized by sections 540 and 548 for the purpose of section 201, \$240,000,000; and in addition, for assistance authorized by section 202 (b), \$30,000,000; together with not to exceed \$312,713,221 of the unobligated balances of appropriations heretofore made for military assistance, Near East and Africa, which balances shall be consolidated with this appropriation;

Ante, pp. 152,
159.
22 USC 1701.

Military and other assistance, Asia and the Pacific: For assistance authorized by sections 540 and 548 for the purpose of section 301, \$1,035,000,000, together with not to exceed \$256,843,411 of the unobligated balances of appropriations heretofore made for military and other assistance, Asia and the Pacific, which balances shall be consolidated with this appropriation, of which there shall be available for assistance to the Nationalist Government of China, with temporary headquarters on Formosa, 20 per centum in excess of the sums set up in the document entitled, "Mutual Security Program estimates, fiscal year 1954";

China.

Ante, pp. 152,
159.
22 USC 1711.

Military assistance, American Republics: For assistance authorized by sections 540 and 548 for the purpose of section 401, \$15,000,000, together with not to exceed \$50,723,170 of the unobligated balances of appropriations heretofore made for military assistance, American Republics, which balances shall be consolidated with this appropriation;

Ante, pp. 152,
159.
22 USC 1681.

Mutual defense financing, defense support, economic and technical assistance, Europe: For assistance authorized by sections 541 and 548 for the purpose of section 101 (a) (2), \$220,000,000, together with not to exceed \$115,706,906 of the unobligated balances of appropriations heretofore made for the purposes of this paragraph of which unobligated balances, \$75,049,926 shall be available only for assistance to Spain and \$37,500,000 shall be available for aircraft production in Italy;

Spain.

Italy.

Formosa, etc.

Ante, p. 152.
22 USC 1702.

Mutual defense financing, defense support, economic and technical assistance, Formosa and the Associated States of Cambodia, Laos, and Vietnam: For assistance authorized by section 541 for the purpose of section 302 (a), \$84,000,000, together with not to exceed \$17,821,596 of the unobligated balances of appropriations heretofore made for this purpose, which balances shall be consolidated with this appropriation;

Mutual defense financing, manufacturing in France: For assistance authorized by section 102, \$85,000,000;

Ante, p. 153.

Mutual defense financing, manufacturing in the United Kingdom: For assistance authorized by section 102, \$85,000,000;

Ante, p. 153.

Mutual defense financing, for equipment, materials and services for forces in the Associated States of Cambodia, Laos, and Vietnam: For assistance authorized by section 304, \$400,000,000;

Ante, p. 153.

Mutual special weapons planning: For assistance authorized by section 542, \$50,000,000;

Ante, p. 153.

Economic and technical assistance, Near East and Africa: For assistance authorized by section 543 for the purpose of section 203, \$33,792,500;

Ante, p. 154.
22 USC 1693.

Economic and technical assistance, defense support, Asia and the Pacific, other than Formosa and the Associated States of Cambodia, Laos, and Vietnam: For assistance authorized by section 543 for the purpose of section 302 (a), \$51,278,001, together with not to exceed \$10,821,999 of the unobligated balances of appropriations heretofore made for economic and technical assistance, Asia and the Pacific, which balances shall be consolidated with this appropriation;

Ante, p. 154.
22 USC 1702.

Technical assistance, American Republics and non-self-governing territories of the Western Hemisphere: For assistance authorized by section 543 for the purpose of section 402, \$22,342,000;

Ante, p. 154.
22 USC 1712.

Basic materials development: For assistance authorized by sections 514 and 548, \$19,000,000;

22 USC 1665.
Ante, p. 159.

Special economic assistance, Near East and Africa: For assistance authorized by section 206, \$147,000,000;

Ante, p. 154.

Palestine refugee program: Not to exceed \$44,063,250 of the unobligated balances of appropriations heretofore made for this purpose are hereby continued available during the fiscal year 1954;

Special economic assistance, India and Pakistan: For assistance authorized by section 302 (b), \$75,000,000;

Ante, p. 154.

Movement of migrants: For contributions authorized by section 534, \$7,500,000;

Ante, p. 154.

Multilateral technical cooperation: For contributions authorized by section 544 during the fiscal year 1954 under section 404 (b) of the Act for International Development, \$9,500,000;

Ante, p. 155.

International children's welfare work: For contributions during the fiscal year 1954 as authorized by law, \$9,814,333;

Ante, p. 161.

Ocean freight, voluntary relief shipments: For payments authorized by section 535, \$1,580,166, together with not to exceed \$244,834 of the unobligated balances heretofore appropriated for this purpose, which balances shall be consolidated with this appropriation;

Ante, p. 155.

Contributions to United Nations Korean Reconstruction Agency: For making contributions authorized by section 303 (a), \$50,700,000.

Ante, p. 155.
1953 funds.

In addition to amounts otherwise made available herein, such amounts of 1953 funds as were obligated prior to June 30, 1953, and deobligated thereafter for any reason, shall be available for reobligation for the purposes of this Act during the current fiscal year.

CORPORATION

The following corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1954 for such corporation:

59 Stat. 598.
31 USC 849.

Institute of Inter-American Affairs.

GENERAL PROVISIONS

65 Stat. 373.
22 USC 1651
note.

Rental of quar-
ters.

47 Stat. 412.

62 Stat. 47.

Administrative
expenses.
Salary restric-
tions.

Travel expenses.

SEC. 102. Appropriations in this Act for economic or technical assistance and allocations from any appropriations to the Director for Mutual Security, or the Mutual Security Agency, or the Department of State, shall be available, without limitation on any authority conferred by the Mutual Security Act of 1951, as amended, or any Act continued in effect thereby, for rents in the District of Columbia; expenses of attendance at meetings concerned with the purposes of such appropriations; employment of aliens, by contract, for services abroad; examination of estimates of appropriations in the field; maintenance, operation, and hire of aircraft; hire of passenger motor vehicles and, in addition, passenger motor vehicles abroad may be exchanged or sold and replaced by an equal number of such vehicles; transportation of privately owned automobiles; entertainment within the United States (not to exceed \$15,000); exchange of funds without regard to section 3651 of the Revised Statutes (31 U. S. C. 543); loss by exchange; expenditures (not to exceed \$50,000) of a confidential character other than entertainment, provided that a certificate of the amount of each such expenditure, the nature of which it is considered inadvisable to specify, shall be made by the Director or Deputy Director of Mutual Security, and every such certificate shall be deemed a sufficient voucher for the amount therein specified; insurance of official motor vehicles in foreign countries; rental of quarters outside the continental limits of the United States to house employees of the United States Government (without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a)), lease, necessary repairs and alterations to quarters; actual expenses of preparing and transporting to their former homes in the United States or elsewhere the remains of persons or members of the families of persons who may die while such persons are away from their homes participating in activities under the Mutual Security Act of 1951, as amended; purchase of uniforms; ice and drinking water for use abroad; and services of commissioned officers of the Public Health Service and of the Coast and Geodetic Survey, and for the purposes of providing such services the Public Health Service may appoint not to exceed twenty officers in the Regular Corps to grades above that of senior assistant, but not above that of director, as otherwise authorized in accordance with section 711 of the Act of July 1, 1944, as amended (42 U. S. C. 211a), and the Coast and Geodetic Survey may appoint for such purposes not to exceed twenty commissioned officers in addition to those otherwise authorized: *Provided*, That not to exceed \$57,500,000 shall be available for administrative expenses of the departments and agencies concerned with the administration of the programs provided for herein, and no part of such amount shall be used to pay the salary of any civilian employee at a rate greater than that paid by the State Department for comparable work or services in the same area: *Provided further*, That none of the funds provided herein shall be used after September 30, 1953, to pay any employee a basic salary of \$12,000 or more per annum, except that this prohibition shall not apply to two-thirds of the number of employees being paid at the basic salary of \$12,000 or more per annum on June 30, 1953: *Provided further*, That appropriations made under this Act shall be available for expenses in connection with travel of personnel outside the continental United States, including travel of dependents and transportation of personal effects, household goods, or automobiles of such personnel when any part of such travel or transportation begins in the current fiscal year pursuant to travel orders issued in that fiscal year, notwithstanding the fact that such travel or transportation may not be completed during the current fiscal year: *Provided further*, That no part of any appropriation contained in this

Act shall be available for expense of transportation, packing, crating, temporary storage, drayage, and unpacking of household goods and personal effects in excess of an average of five thousand pounds net but not exceeding nine thousand pounds net in any one shipment, but the limitations imposed herein shall not be applicable in the case of employees transferred to or serving in stations outside the continental United States under orders relieving them from a duty station within the United States prior to August 1, 1953.

SEC. 103. Payments made from funds appropriated herein for engineering fees and services to any individual engineering firm on any one project in excess of \$25,000 shall be reported to the Committees on Appropriations of the Senate and House of Representatives at least twice annually.

Engineering
fees.
Report.

SEC. 104. Of the funds appropriated by this Act, except funds appropriated for assistance under sections 541 and 548 of the Mutual Security Act of 1951, as amended, not less than \$100,000,000 shall be used to carry out the provisions of section 550.

Anne, pp. 152,
159.

SEC. 105. None of the funds provided by this Act nor any of the counterpart funds generated as a result of assistance under this or any other Act shall be used to make payments on account of the principal or interest on any debt of any foreign government or on any loan made to such government by any other foreign government; nor shall any of these funds be expended for any purpose for which funds have been withdrawn by any recipient country to make payment on such debts: *Provided*, That after September 1, 1953, none of the funds herein appropriated shall be used to make up any deficit to the European Payments Union for any nation of which a dependent area fails to comply with any treaty to which the United States and such dependent area are parties and said failure to comply has been adjudicated adversely to said nation in any court of competent jurisdiction nor shall any of the counterpart funds generated as a result of assistance under this Act be made available to such nation.

Foreign debts,
restriction.

European Pay-
ments Union.

SEC. 106. The Administrator shall, in providing for the procurement of commodities under authority of this Act, take such steps as may be necessary to assure, so far as is practicable, that at least 50 per centum of the gross tonnage of commodities, procured within the United States out of funds made available under this Act and transported abroad on ocean vessels, is so transported on United States flag vessels to the extent such vessels are available at market rates.

Transportation
on U.S. flag ves-
sels.

SEC. 107. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this paragraph engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained

Strikes or over-
throw of Govern-
ment.

Affidavit.

Penalty.

in this or any other Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Short title.

SEC. 108. This Act may be cited as the "Mutual Security Appropriation Act, 1954".

Approved August 7, 1953.

Public Law 219

CHAPTER 352

AN ACT

August 7, 1953
[H. R. 5256]

To amend the Internal Revenue Code with respect to the retirement of judges of the Tax Court of the United States.

Tax Court
judges.
53 Stat. 158.
26 USC 1100-
1105.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That part I of subchapter A of chapter 5 of the Internal Revenue Code (relating to organization and jurisdiction of the Tax Court of the United States) is hereby amended by inserting after section 1105 the following new section:

"SEC. 1106. RETIREMENT.

"(a) DEFINITIONS.—For the purposes of this section—

"(1) The term 'Tax Court' means the Tax Court of the United States.

"(2) The term 'Civil Service Commission' means the United States Civil Service Commission.

"(3) The term 'judge' means the chief judge or a judge of the Tax Court; but such term does not include any individual performing judicial duties pursuant to subsection (c).

"(4) The term 'Civil Service Retirement Act' means the Civil Service Retirement Act of May 29, 1930, as amended.

"(5) In any determination of length of service as judge there shall be included all periods (whether or not consecutive) during which an individual served as judge or as a member of the Board.

"(b) RETIREMENT.—

"(1) Any judge who has served as judge for eighteen years or more may retire at any time.

"(2) Any judge who has served as judge for ten years or more and has attained the age of seventy shall retire not later than the close of the third month beginning after whichever of the following months is the latest:

"(A) The month in which he attained age seventy;

"(B) The month in which he completed ten years of service as judge; or

"(C) The month in which this section is enacted.

Section 2 (a) of the Civil Service Retirement Act (relating to automatic separation from the service) shall not apply in respect to judges.

"(c) RECALLING OF RETIRED JUDGES.—Any individual who is receiving retired pay under subsection (d) may be called upon by the chief judge of the Tax Court to perform such judicial duties with the Tax Court as may be requested of him for any period or periods specified by the chief judge; except that in the case of any such individual—

"(1) the aggregate of such periods in any one calendar year shall not (without his consent) exceed ninety calendar days; and

"(2) he shall be relieved of performing such duties during any period in which illness or disability precludes the performance of such duties.

46 Stat. 468.
5 USC 691 note.

56 Stat. 14.
5 USC 715.